

AMENDMENT TO H.R. 4807

OFFERED BY MS. DEGETTE

Page 81, after line 16, insert the following title (and redesignate the subsequent title and conform the table of contents accordingly):

1 **TITLE VI—OPTIONAL COVERAGE**
2 **OF LOW-INCOME, UNINSURED**
3 **PREGNANT WOMEN UNDER A**
4 **STATE CHILD HEALTH PLAN**

5 **SEC. 601. OPTIONAL COVERAGE.**

6 (a) IN GENERAL.—Title XXI of the Social Security
7 Act is amended by adding at the end the following new
8 section:

9 **“SEC. 2111. OPTIONAL COVERAGE OF LOW-INCOME, UNIN-**
10 **SURED PREGNANT WOMEN.**

11 “(a) OPTIONAL COVERAGE.—Notwithstanding any
12 other provision of this title, a State child health plan may
13 provide for coverage of pregnancy-related assistance for
14 targeted low-income pregnant women in accordance with
15 this section, but only if the State has established an in-
16 come eligibility level under section 1902(l)(2)(A) for
17 women described in section 1902(l)(1)(A) that is 185 per-
18 cent of the income official poverty line.

1 “(b) DEFINITIONS.—For purposes of this section:

2 “(1) PREGNANCY-RELATED ASSISTANCE.—The
3 term ‘pregnancy-related assistance’ has the meaning
4 given the term child health assistance in section
5 2110(a) as if any reference to targeted low-income
6 children were a reference to targeted low-income
7 pregnant women, except that the assistance shall be
8 limited to services related to pregnancy (which in-
9 clude prenatal, delivery, and postpartum services)
10 and to other conditions that may complicate preg-
11 nancy and shall not include prepregnancy services
12 and supplies.

13 “(2) TARGETED LOW-INCOME PREGNANT
14 WOMAN.—The term ‘targeted low-income pregnant
15 woman’ has the meaning given the term targeted
16 low-income child in section 2110(b) as if any ref-
17 erence to a child were deemed a reference to a
18 woman during pregnancy and through the end of the
19 month in which the 60-day period (beginning on the
20 last day of her pregnancy) ends.

21 “(c) REFERENCES TO TERMS AND SPECIAL
22 RULES.—In the case of, and with respect to, a State pro-
23 viding for coverage of pregnancy-related assistance to tar-
24 geted low-income pregnant women under subsection (a),
25 the following special rules apply:

1 “(1) Any reference in this title (other than sub-
2 section (b)) to a targeted low income child is deemed
3 to include a reference to a targeted low-income preg-
4 nant woman.

5 “(2) Any such reference to child health assist-
6 ance with respect to such women is deemed a ref-
7 erence to pregnancy-related assistance.

8 “(3) Any such reference to a child is deemed a
9 reference to a woman during pregnancy and the pe-
10 riod described in subsection (b)(2).

11 “(4) The medicaid applicable income level is
12 deemed a reference to the income level established
13 under section 1902(l)(2)(A).

14 “(5) Subsection (a) of section 2103 (relating to
15 required scope of health insurance coverage) shall
16 not apply insofar as a State limits coverage to serv-
17 ices described in subsection (b)(1) and the reference
18 to such section in section 2105(a)(1) is deemed not
19 to require, in such case, compliance with the require-
20 ments of section 2103(a).

21 “(6) There shall be no exclusion of benefits for
22 services described in subsection (b)(1) based on any
23 pre-existing condition and no waiting period (includ-
24 ing any waiting period imposed to carry out section
25 2102(b)(3)(C)) shall apply.

1 “(d) NO IMPACT ON ALLOTMENTS.—Nothing in this
2 section shall be construed as affecting the amount of any
3 initial allotment provided to a State under section
4 2104(b).

5 “(e) APPLICATION OF FUNDING RESTRICTIONS.—
6 The coverage under this section (and the funding of such
7 coverage) is subject to the restrictions of section 2105(c).

8 “(f) AUTOMATIC ENROLLMENT FOR CHILDREN
9 BORN TO WOMEN RECEIVING PREGNANCY-RELATED AS-
10 SISTANCE.—Notwithstanding any other provision of this
11 title or title XIX, if a child is born to a targeted low-in-
12 come pregnant woman who was receiving pregnancy-re-
13 lated assistance under this section on the date of the chil-
14 dren’s birth, the child shall be deemed to have applied for
15 child health assistance under the State child health plan
16 and to have been found eligible for such assistance under
17 such plan (or, in the case of a State that provides such
18 assistance through the provision of medical assistance
19 under a plan under title XIX, to have applied for medical
20 assistance under such title and to have been found eligible
21 for such assistance under such title) on the date of such
22 birth and to remain eligible for such assistance until the
23 child attains 1 year of age so long as the child is a member
24 of the woman’s household and the woman remains (or
25 would remain if pregnant) eligible for such assistance.

1 During the period in which a child is deemed under the
2 preceding sentence to be eligible for child health or med-
3 ical assistance, the child health or medical assistance eligi-
4 bility identification number of the mother shall also serve
5 as the identification number of the child, and all claims
6 shall be submitted and paid under such number (unless
7 the State issues a separate identification number for the
8 child before such period expires).”.

9 (b) STATE OPTION TO USE ENHANCED FMAP FOR
10 COVERAGE OF ADDITIONAL PREGNANT WOMEN UNDER
11 THE MEDICAID PROGRAM.—Section 1905 of the Social
12 Security Act (42 U.S.C. 1396d) is amended—

13 (1) in subsection (b), by inserting “and in the
14 case of a State plan that meets the condition de-
15 scribed in subsections (u)(1) and (u)(4)(A), with re-
16 spect to expenditures described in subsection
17 (u)(4)(B) for the State for a fiscal year” after “for
18 a fiscal year,”;

19 (2) by redesignating paragraph (4) of sub-
20 section (u) as paragraph (5); and

21 (3) by inserting after paragraph (3) of sub-
22 section (u) the following new paragraph:

23 “(4)(A) The condition described in this subparagraph
24 for a State plan is that the plan has established an income
25 level under section 1902(l)(2)(A) with respect to individ-

1 uals described in section 1902(l)(1)(A) that is 185 percent
2 of the income official poverty line.

3 “(B) For purposes of subsection (b), the expenditures
4 described in this paragraph are expenditures for medical
5 assistance for women described in section 1902(l)(1)(A)
6 whose income exceeds the income level established for such
7 women under section 1902(l)(2)(A)(i) as of the date of
8 the enactment of this paragraph but does not exceed than
9 185 percent of the income official poverty line.”.

10 (c) CONFORMING AMENDMENTS.—Section
11 2102(b)(1)(B) of the Social Security Act (42 U.S.C.
12 1397bb(b)(1)(B)) is amended—

13 (1) by striking “and” at the end of clause (i);

14 (2) by striking the period at the end of clause

15 (ii) and inserting “; and”; and

16 (3) by adding at the end the following new
17 clause:

18 “(iii) may not apply a waiting period
19 (including a waiting period to carry out
20 paragraph (3)(C)) in the case of a targeted
21 low-income child who is pregnant, if the
22 State provides for coverage of pregnancy-
23 related assistance for targeted low-income
24 pregnant women in accordance section
25 2111.”.

1 (d) EFFECTIVE DATE.—The amendments made by
2 this section take effect on the date of the enactment of
3 this Act and apply to allotments for all fiscal years.